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BEFORE THE ARIZONA CORPORATION COMMISSION

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WILLIAM A. MUNDELL
CHAIRMAN

JIM IRVIN
COMMISSIONER

MARC SPITZER
COMMISSIONER

JUN 14 A 9:22

AZ CORP COMMISSION
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IN THE MATTER OF:

DOCKET NO. S-03474A-02-0000

BOB'S CASH EXPRESS, INC.
2155 East University Drive, Ste. 110
Tempe, AZ 85281

BOB'S LAND ONE, INC.
2155 East University Drive, Ste. 110
Tempe, AZ 85281

CHALLENGE/LAND USA, INC.
2155 East University Drive, Ste. 110
Tempe, AZ 85281

ARIZONA DIGITAL SECURITY TECH., INC.
2155 East University Drive, Ste. 110
Tempe, AZ 85281

AMERICAN DISH TECH., INC.
2155 East University Drive, Ste. 110
Tempe, AZ 85281

ROBERT H. ROBERTS
1300 West Warner Road, #2113
Gilbert AZ 85233

DONALD P. SHOEMAKER
555 North May Street, #14
Mesa, AZ 85201

GARRETT L. WRIGHT, (A/K/A GARRETT LEE)
5530 North May Street, #14
Phoenix, AZ 85015

DAN ("D.J.") R. HARPER
550 East Earll Drive, #7
Phoenix, AZ 85012

MICHAEL J. SAGNELLI
4011 West Camelback Road, Apt. Q-11
Phoenix, AZ 85019

JOYCE GOODMAN
2141 South Palo Verde Drive
Apache Junction, AZ 85220

Respondents.

Arizona Corporation Commission
DOCKETED

JUN 14 2002

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PROCEDURAL ORDER

1 **BY THE COMMISSION:**

2 On May 8, 2002, the Securities Division ("Division") of the Arizona Corporation Commission
3 ("Commission") filed a Temporary Order to Case and Desist ("T.O.") and a Notice of Opportunity for
4 Hearing ("Notice") against Bob's Cash Express, Inc. ("Bob's Cash"), Bob's Land One, Inc. ("Bob's
5 Land"), Challenge/Land USA, Inc. ("Challenge/Land"), Arizona Digital Security Tech, Inc. ("ADS"),
6 American Dish Tech, Inc. ("Dish Tech"), Robert H. Roberts, Ronald P. Shoemaker, Garrett L. Wright
7 (aka Garrett Lee), Dan ("D.J.") R. Harper, Michael J. Sagnelli and Joyce Goodman (collectively
8 "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act
9 ("Act") in connection with the offer and sale of securities in the form of notes and/or investment
10 contracts. As a result of the T.O., the Respondents were immediately ordered to cease and desist
11 from violating the Act.

12 The Respondents were duly served with copies of the Notice.

13 On May 15, 2002, Respondent Shoemaker filed a response to the Division's action.

14 On May 23, 2002, a request for hearing was filed on behalf of all Respondents, except
15 Respondent Sagnelli.

16 On June 3, 2002, by Procedural Order, a pre-hearing conference was scheduled for June 13,
17 2002.


18 On June 13, 2002, a pre-hearing conference was held to address the issues raised in the T.O.
19 and the Notice and the presentation of evidence. An issue raised during the pre-hearing conference
20 dealt with the question of whether adequate service of the Notice was made on Respondent Sagnelli
21 since, according to Attorney Michael Salcido, who requested a hearing on behalf of the other-named
22 Respondents stated that Respondent Sagnelli was no longer employed by or associated with the
23 other-named Respondents when copies of the T.O. and Notice were served upon Respondent Roberts
24 at the above-named corporate Respondents' offices. It was also indicated that, if the matter could not
25 be resolved by a Consent Order, the other above-named Respondents would probably be represented
26 by other counsel. Additionally, during this proceeding, Mr. Salcido acknowledged that neither
27 Respondent Shoemaker, who had filed his own response to the T.O. and Notice, or any other of the
28 individual above-named Respondents other than Respondent Roberts and his above-named corporate

1 Respondents had retained his services. At the behest of Respondent Roberts, Mr. Salcido indicated
2 he was merely requesting a hearing to protect the other Respondents' rights to a hearing. Because of
3 these fundamental questions being raised, Mr. Salcido indicated that, with the exception of
4 Respondent Sagnelli, he would file, within 10 days, written confirmation from the other above-named
5 individual Respondents that they agreed with his actions on their behalf. Mr. Salcido further
6 stipulated that the Respondents waived the 120 day time limit of the T.O. as set forth in A.A.C. R14-
7 4-307 and that T.O. would remain in effect as to the Respondents until either a Consent Order(s) or
8 an Opinion and Order is approved by the Commission.

9 Accordingly, based on the circumstances, it was agreed that the pre-hearing conference
10 should be continued for 14 days to allow time for Ms. Salcido to file the written confirmation
11 described above and in the interim, to provide notice to all individually-named Respondents if they
12 wish to enter an appearance on their own behalf.

13 IT IS THEREFORE ORDERED that the pre-hearing conference shall be continued from June
14 13, 2002 to June 27, 2002, at 9:00 a.m. at the Commission's offices, 1200 West Washington Street,
15 Phoenix, Arizona.

16 DATED this 14TH day of June, 2002.

17
18
19 
20 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

21
22 Copies of the foregoing were mailed/delivered
this 14th day of June, 2002, to:

23 Michael Salcido
24 GUST ROSENFELD
201 N. Central Avenue, Ste. 3300
25 Phoenix, AZ 85073
Attorney for Respondents

26 Robert H. Roberts
1300 West Warner Road, #2113
27 Gilbert AZ 85233

28 ...

1 Donald P. Shoemaker
2 555 North May Street, #14
3 Mesa, AZ 85201

4 Garrett L. Wright
5 A/k/a Garrett Lee
6 5530 North May Street, #14
7 Phoenix, AZ 85015

8 Dan ("D.J.") R. Harper
9 550 East Earll Drive, #7
10 Phoenix, AZ 85012

11 Michael J. Sagnelli
12 4011 West Camelback Road, Apt. Q11
13 Phoenix, AZ 85019

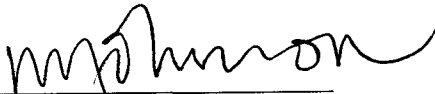
14 Joyce Goodman
15 2141 South Palo Verde Drive
16 Apache Junction, AZ 85220

17 Moira McCarthy
18 Assistant Attorney General
19 ARIZONA ATTORNEY GENERAL'S OFFICE
20 1275 West Washington Street
21 Phoenix, AZ 85007

22 W. Mark Sendrow, Director
23 Securities Division
24 ARIZONA CORPORATION COMMISSION
25 1300 West Washington Street
26 Phoenix, AZ 85007

27 ARIZONA REPORT SERVICE, INC.
28 2627 N. Third Street, Ste. Three
Phoenix, AZ 85004

By:


Molly Johnson
Secretary to Marc E. Stern